

PROFESSIONAL LICENSURE DIVISION[645]

Adopted and Filed

Pursuant to the authority of Iowa Code section 152D.5, the Board of Athletic Training hereby amends Chapter 351, "Licensure of Athletic Trainers," and Chapter 353, "Discipline for Athletic Trainers," Iowa Administrative Code.

Item 1 rescinds the requirement that the Board send a renewal notice by regular mail to licensees to be consistent with Iowa law and the online renewal system.

Item 2 clarifies that conviction of a crime includes when the judgment of conviction or sentence was deferred. In addition, the amendment changes the word "felony" to "crime" to be consistent with the Iowa Code chapter 147 requirements.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 9677B** on August 24, 2011. A public hearing was held on September 15, 2011, in the Fifth Floor Board Conference Room, Lucas State Office Building. Public comment was received in opposition to these amendments. These amendments are identical to those published under Notice.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapters 147, 152D and 272C.

These amendments will become effective February 15, 2012.

The following amendments are adopted.

ITEM 1. Amend subrule 351.9(1) as follows:

351.9(1) The biennial license renewal period for a license to practice athletic training shall begin on March 1 of each odd-numbered year and end on February 28 of the next odd-numbered year. ~~The board shall send a renewal notice by regular mail to each licensee at the address on record at least 60 days prior to the expiration of the license.~~ The licensee is responsible for renewing the license prior to its expiration. Failure of the licensee to receive the notice from the board does not relieve the licensee of the responsibility for renewing the license.

ITEM 2. Amend subrule 353.2(12) as follows:

353.2(12) Conviction of a ~~felony~~ crime related to the profession or occupation of the licensee or the conviction of any ~~felony~~ crime that would affect the licensee's ability to practice ~~as an athletic trainer~~ within the profession, regardless of whether the judgment of conviction or sentence was deferred. A copy of the record of conviction or plea of guilty shall be conclusive evidence.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 1/11/12.